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February 14, 2006

VIA ELECTRONIC FILING AND OVERNIGHT DELIVERY

Mary L. Cottrell, Secretary
Department of Telecommunications and Energy
One South Station
Boston, MA 02110

Re: D.T.E. 06-9, KeySpan Natural Gas Asset Optimization Service Contract

Dear Ms. Cottrell:

Attached for filing in the above referenced docket are an original and five (5) copies of the Motion of Bay State Gas Company for Leave to Intervene as a Limited Participant.

Very truly yours,

Patricia M. French

cc: Jesse S. Reyes, Hearing Officer
Cheryl Kimball, Esq.
Thomas O'Neill, Esq.

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

KEYSPAN) D.T.E 06-9
NATURAL GAS ASSET OPTIMIZATION SERVICE)

PETITION OF BAY STATE GAS COMPANY
TO INTERVENE AS A LIMITED PARTICIPANT

NOW COMES Bay State Gas Company (“Bay State”) and respectfully petitions the Department of Telecommunications and Energy (the “Department”) for leave to intervene in the above proceeding with rights as a limited participant, pursuant to G.L. c. 30A, § 10, and 220 C.M.R. 1.03. As a limited participant, Bay State requests that it be permitted to obtain copies of all pleadings, discovery responses, and briefs. If appropriate, Bay State also seeks the right to submit briefs or comments to the Department in accordance with any further procedural schedule that the Department may establish for this proceeding.

In support thereof, Bay State would state the following:

1. Bay State is a Massachusetts gas company, as defined in G.L. c. 164, § 1, and is subject to the Department’s jurisdiction. The principal address of Bay State is:

Bay State Gas Company
300 Friberg Parkway
Westborough, MA 01581-5039

2. Boston Gas Company, Colonial Gas Company and Essex Gas Company (together “KeySpan”) filed with the Department a natural gas asset optimization service.

3. Any decisions made by the Department in this proceeding with respect to the ability of KeySpan and its affiliate KeySpan Corporate Services LLC to engage in an asset optimization service in conjunction with counter-party Merrill Lynch Commodities, Inc. will impact future similar services that Bay State may seek to implement with its own affiliate(s) and/or third parties. Accordingly, Bay State wishes to participate in this proceeding merely to keep itself apprised of any potential changes in Department policy or precedent, and, if appropriate, to comment on such issues.

4. Bay State's interest in this proceeding is unique and cannot be adequately represented by any other party.

5. Bay State seeks to participate in this proceeding as a limited participant with the right to receive copies of all pleadings, discovery response, and briefs. If appropriate, Bay State further requests the right to submit briefs or comments for the Department's consideration.

6. Bay State further requests that the following individuals be included on the official service list of this proceeding:

Joseph A. Ferro, Manager, Regulatory Policy
Bay State Gas Company
300 Friberg Parkway
Westborough, MA 01581-5039
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Patricia M. French, Senior Attorney
NiSource Corporate Services Company
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WHEREFORE, Bay State Gas Company respectfully requests that the
Department of Telecommunications and Energy grant its Petition to Intervene with
Limited Participant Status in D.T.E. 06-9.

Respectfully submitted,
BAY STATE GAS COMPANY

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Its Attorney

Dated: February 14, 2006